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Attorneys for Plaintiff

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION

UNITED STATES OF AMERICA,)	CR No. 08-0025 WHA
)	
Plaintiff,)	STIPULATION AND [PROPOSED] ORDER
)	EXCLUDING TIME FROM MAY 14, 2008
v.)	THROUGH JUNE 24, 2008
)	
REMSEN BENEDICT,)	
)	
Defendant.)	
)	

On May 14, 2008, the parties in this case appeared before the Court and stipulated that time should be excluded from the Speedy Trial Act calculations from May 14, 2008 through June 24, 2008. The parties represented that granting the continuance was necessary for effective preparation of counsel, taking into account the exercise of due diligence to afford

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1 defense counsel time to review the images at issue and for the parties to thereafter engage in
2 meaningful plea negotiations. See 18 U.S.C. § 3161(h)(8)(B)(iv).

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4 SO STIPULATED:

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6 JOSEPH P. RUSSONIELLO
7 United States Attorney

8 DATED: May 30, 2008

9 /s/ Denise Barton
10 DENISE MARIE BARTON
Assistant United States Attorney

11 DATED: May 30, 2008

12 /s/
13 GEORGE C. BOISSEAU
14 GEOFFREY DUNHAM
Attorney for REMSEN BENEDICT

15 As the Court found on May 14, 2008, and for the reasons stated above, the Court finds that
16 the ends of justice served by the continuance outweigh the best interests of the public and the
17 defendant in a speedy trial and that time should be excluded from the Speedy Trial Act
18 calculations from May 14, 2008 to June 24, 2008 for effective preparation of counsel. See 18
19 U.S.C. §3161 (h)(8)(A). The failure to grant the requested continuance would deny counsel
20 reasonable time necessary for effective preparation, taking into account the exercise of due
21 diligence, and would result in a miscarriage of justice. See 18 U.S.C. §3161(h)(8)(B)(iv).

22
23 SO ORDERED.

24
25 DATED: _____

26 HON. WILLIAM H. ALSUP
United States District Court Judge